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FACSIMILE COVER SHEET

Date: June 19, 2008

PLEASE DELIVER THE ATTACHED MESSAGE TO:

To: Examiner Thanh P. Duong Fax No.: (573) 273-8300
From: Christopher Nicastri Registration No. 32,161

Our File No.: Docket No. 9984/Y01/AGS/SPARES/ESONG

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Shawn Ferron et al.
Serial No. : 10/742,126
Filed : December 19, 2003
For : APPARATUS AND METHOD FOR CONTROLLED
COMBUSTION OF GASEOUS POLLUTANTS
Examiner : Thanh P. Duong
Group Art Unit : 1797

TOTAL NUMBER OF PAGES INCLUDING THIS PAGE: 5

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Docket No. 9984/Y01/AGS/SPARES/ESONG

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: Inventor(s): Shawn Ferron et al.
Title: APPARATUS AND METHOD FOR CONTROLLED COMBUSTION OF GASEOUS POLLUTANTS
Serial No.: 10742,126
Filed: December 19, 2003
Examiner: Thanh P. Duong
Group Art Unit: 1797
Confirnation No.: 5032

Transmitted herewith is:

- ☒ Interview Summary
☒ Terminal Disclaimer

FEE CALCULATION				
Fee Items	Highest No. of claims previously paid	Present No. of claims filed	Extra Claims	Fee Rate
Total Claims				X \$ 50.00
Independent Claims				X \$ 210.00
Basic Filing Fee				\$1030.00
TOTAL FEES				PAID \$0.00

The Commissioner is hereby authorized to charge \$0.00 to Deposit Account No. 04-1696.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 04-1696.

Please address all future correspondence to: Customer # 41161

Dated: June 19, 2008
Hawthorne, NY

Respectfully submitted,



Christopher Nicastro
Registration No. 32,161
(914) 579-2200

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9984/Y01/AGS/SPARES/ESONG

P. 3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Shawn Ferron et al.
Serial No. : 10/742,126
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INTERVIEW SUMMARY

The Applicants thank the Examiner for calling on June 19, 2008 to discuss the application, and for indicating that claims 29 - 37, 39 - 59, 61, 66 - 88, 90 and 91 are allowable.

The Applicants and the Examiner came to agreement on claim 94, to wit, that the Examiner would, by Examiner's amendment, amend claim 94 to add the limitations a) iv) and a) v) of claim 29. Upon such amendment, claim 94 will be allowable.

DUGAN & DUGAN PC

Jun. 19. 2008 4:29PM

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JUN 19 2008

The Examiner asked the Applicants to submit a terminal disclaimer over application no. 11/838,671, and the Applicants hereby submit the terminal disclaimer.

The Applicants thank the Examiner again, and request early allowance of the claims.

Respectfully Submitted,



Dated: June 19, 2008
Hawthorne, New York
Christopher Nicastrì
Registration No. 32,161
Dugan & Dugan, PC
Attorneys for Applicants
(914) 579-2200

PAGE 4/5 * RCVD AT 6/19/2008 4:30:05 PM [Eastern Daylight Time] * SVR:USPTO-EFAXRF-5/26 * DNIS:2738300 * CSID:914 579 2201 * DURATION (mm-ss):01-20

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**TERMINAL DISCLAIMER TO OBTAIN A PROVISIONAL DOUBLE PATENTING
REJECTION OVER A PENDING "REFERENCE" APPLICATION**

Docket Number (Optional)
9084/Y01A/US/S/PARES

In re Application of: Shawn Femon et al.

Application No.: 10742,126

Filed: December 19, 2003

For: APPARATUS AND METHOD FOR CONTROLLED COMBUSTION OF GASEOUS POLLUTANTS

The owner, Applied Materials, Inc., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on said reference application Number 11,030,671, filed on 08/14/2007, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on said reference application, "as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application." In the event that any such patent granted on the pending reference application expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or in part, or is otherwise terminated under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by the or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

- ☒ The undersigned is an attorney or agent of record. Reg. No. 32,161

Christopher Nicastro June 19, 2008
Signature Date

Christopher Nicastro
Typed or printed name

(914) 679-2200
Telephone Number

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) is included.

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